

106TH CONGRESS
1ST SESSION

S. 209

To prohibit States from imposing a family cap under the program of temporary assistance to needy families.

IN THE SENATE OF THE UNITED STATES

JANUARY 19, 1999

Mr. MOYNIHAN introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To prohibit States from imposing a family cap under the program of temporary assistance to needy families.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. PROHIBITION ON IMPOSITION OF A FAMILY**
4 **CAP UNDER THE TANF PROGRAM.**

5 (a) PROHIBITION.—Section 408(a) of the Social Se-
6 curity Act (42 U.S.C. 608(a)) is amended by adding at
7 the end the following:

8 “(12) BAN ON FAMILY CAP.—A State to which
9 a grant is made under section 403 may not, under
10 the State program funded under this part, deny as-

1 sistance to a family in respect of an individual be-
2 cause the individual was born after the family be-
3 came eligible for or began receiving assistance under
4 the program.”.

5 (b) PENALTY.—Section 409(a) of the Social Security
6 Act (42 U.S.C. 609(a)) is amended by adding at the end
7 the following:

8 “(15) NO TANF FUNDS FOR PROGRAM WITH
9 FAMILY CAP.—Notwithstanding any other provision
10 of this part, a State that violates section 408(a)(12)
11 during a fiscal year shall remit to the Secretary all
12 funds paid to the State under this part for the fiscal
13 year, and no payment shall be made under this part
14 to a State that has in effect a program that would
15 be funded under this part but for a law, regulation,
16 or policy that is inconsistent with such section.”.

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